

02-05-01

PAU 1646/8



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Re: Attorney Docket No.: FIBRO1120-1 (08766/003002)

This paper is a request for a **Continued Prosecution Application** under 37 C.F.R. 1.53 of:

| | |
|-----------------------------|--|
| Applicants: | Brigstock and Harding |
| Title: | ANTIBODIES TO HEPARIN BINDING GROWTH FACTOR (HBGF) POLYPEPTIDES (Amended) |
| Prior U.S. application no.: | 09/113,924 |
| Filing date: | July 9, 1998 |

The prior application was complete as defined by 37 C.F.R. 1.51(b), or was a national stage of an international application filed in compliance with 35 U.S.C. § 371.

This request for a CPA is the reference to the prior application noted above as required by 35 U.S.C. § 120. Kindly abandon the prior application in favor of the continued proceedings that are requested herein.

The prior application is assigned of record to Children's Hospital Research Foundation, by virtue of an Assignment submitted to the Patent and Trademark Office for recording on January 20, 1998 at 8921/0349.

This request includes 2 sheets, and the following:

- Preliminary Amendment (8 pages);
- Exhibit A (2 pages);
- Petition For 2 Months Extension of Time (2 pages);
- Check No. 467786 in the amount of \$550.00; and,
- Return postcard

The entire disclosure of the prior application is considered as being part of the disclosure of accompanying application and is incorporated by reference.

02/06/2001 AWONDAF1 00000042 09113924

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| 01 FC:231 | 355.00 OP |
| 02 FC:216 | 195.00 OP |

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| DATE OF DEPOSIT: February 2, 2001 | |
| I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 C.F.R. 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO: BOX CPA, ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231 | |
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| (SIGNATURE OF PERSON MAILING PAPER OR FEE) <i>Mikhail Gayley</i> | |

Gray Cary Ware & Freidenrich LLP

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This application is entitled to small entity status. Small entity status from a previous application is still proper. Fees are being paid herein at a small entity rate.

| | |
|---|----------------|
| Basic filing fee | \$355.00 |
| Total claims in excess of 20 times \$9.00 | 0.00 |
| Independent claims in excess of 3 times \$39.00 | 0.00 |
| Multiple dependent claims | 0.00 |
| Total filing fee: | <hr/> \$355.00 |

A check in the amount of \$550.00 (\$355 filing fee; \$195 two month extension of time) is enclosed. Please apply any other required fees or any credits to deposit account 50-1355, referencing the attorney docket number shown above.

If this application is found to be INCOMPLETE, or if a telephone conference would otherwise be helpful, please call the undersigned at 858-677-1456.

Kindly acknowledge receipt of this application by returning the enclosed postcard.

Please send all correspondence to:

Lisa A. Haile, Ph.D.
Gray Cary Ware & Freidenrich LLP
4365 Executive Drive, Suite 1600
San Diego, CA 92121-2189

Respectfully submitted,

GRAY CARY WARE & FREIDENRICH LLP



Lisa A. Haile, Ph.D.
Reg. No. 38,347
Enclosures

Gray Cary\GT\6223381.1
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